

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

OPTUM, INC. and
OPTUM SERVICES, INC.,

Plaintiffs,

v.

DAVID WILLIAM SMITH,

Defendant.

Civil Action No. 19-cv-10101

DEFENDANT DAVID WILLIAM SMITH'S NOTICE OF APPEAL

Notice is hereby given that David William Smith, Defendant in the above case, hereby appeals to the United States Court of Appeals for the First Circuit from an order denying Defendant's Motion to Compel Arbitration (ECF No. 16) entered in this action on January 30, 2019.

/s/ Brian Mead
Brian Mead

Respectfully submitted,

DAVID WILLIAM SMITH

By his attorneys,

/s/ Brian Mead
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Dated: January 31, 2019

CERTIFICATE OF SERVICE

I hereby certify that on January 31, 2019, the undersigned filed a copy of the above and foregoing via the Court's CM/ECF system, which will send notification of such filing to all registered participants.

/s/ Brian Mead
Brian Mead